

# SESSIONS

DAY ONE - 30/11/2016

Ship Arrest Seminar

30th November - 1st December 2016

Radisson Blu Edwardian, Kenilworth  
London WC1

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## Registration & breakfast

08:30 - 09:00  
Agenda

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## Chairman's introduction

09:00 - 09:05  
Agenda

## Participants

Bob Deering, BDM LAW LLP

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## Quickfire exchange

09:05 - 09:15  
Agenda

Introduce yourself to your fellow delegates and share your objectives for the seminar

## Participants

Bob Deering, BDM LAW LLP

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## Background, alternatives and practical considerations for ship arrest

09:15 - 09:45  
Agenda

- Recent developments worldwide
- Is arrest still a good choice?

## Participants

Christian Hernandez, ISOLAS, Gibraltar

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## Comparison of freezing orders and ship arrest

09:45 - 10:15  
Agenda

- How to best obtain a freezing order
- When is best to use a freezing order?
- How this compares to an arrest

## Participants

Bob Deering, BDM LAW LLP

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## Jurisdictional Advice: Where is best to arrest? - Singapore and other Asian jurisdictions

10:15 - 10:45  
Agenda

- How to apply for an arrest
- How to fight against an arrest on the other side
- What is the expectation when arresting?
- Other favourable Asian jurisdictions
- Less favourable Asian jurisdictions
- OW Bunker case examples

## Participants

Lawrence Teh, RODYK & DAVIDSON LLP

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## Networking coffee break

10:45 - 11:00  
Agenda

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## Jurisdictional Advice: Where is best to arrest? - China

11:00 - 11:20  
Agenda

- Recent updated regulation
- How to apply for an arrest
- How to fight against an arrest on the other side
- What is the expectation when arresting?
- Case example of an arrest

## Participants

David Zhou, Co-Effort Law Firm LLP

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## Jurisdictional Advice: Where is best to arrest? - India

11:20 - 11:40  
Agenda

- How to apply for an arrest
- How to fight against an arrest on the other side
- What is the expectation when arresting?
- Case example of an arrest in the context of the OW insolvency

## Participants

Zarir Bharucha, Zarir Bharucha & Associates

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## Jurisdictional Advice: Where is best to arrest? - South Africa

11:40 - 12:25  
Agenda

- How to apply for an arrest
- Associated ship arrests
- Security arrests
- How to fight against an arrest on the other side
- What is the expectation when arresting?
- Case example of an arrest in respect of OW Bunkers scenario

## Participants

Tony Norton, ENSafrica

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## Networking lunch

12:25 - 13:25  
Agenda

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## Jurisdictional Advice: Where is best to arrest? - Netherlands

13:25 - 13:55  
Agenda

- How to apply for an arrest
- How to fight against an arrest on the other side
- What is the expectation when arresting?
- OW Bunker case examples

## Participants

Reinier van Campen, Wiersma Menonides

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## Jurisdictional Advice: Where is best to arrest? - USA

13:55 - 14:25  
Agenda

- How to apply for an arrest
- How to fight against an arrest on the other side
- What is the expectation when arresting?

## Participants

Michael Frevola, Holland & Knight

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## Arresting a ship due to loss of damage to a cargo

14:25 - 14:55  
Agenda

- How to make a claim
- Liability assessment
- What is the leverage of an arrest?

## Participants

Reinier van Campen, Wiersma Menonides

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## Evaluate P&I clubs' offers of an alternative security for release

14:55 - 15:25  
Agenda

When do P&I clubs provide a guarantee?

Advantages and disadvantages of securities

Agreeing the wording of securities

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## Participants

Ioana Gonciari, UK P&I Club

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## Networking tea break

15:25 - 15:40  
Agenda

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## What are the consequences for crew during ship arrest?

15:40 - 16:10

Agenda

- Implications of crew claims
- Making decisions about crew safety, wages and future of the vessel
- Insurance coverage for crew
- Review of needed Insurance during arrest
- Verification of and Issues with current coverage
- Case study

## Participants

G. Robert Toney, National Maritime Services

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## Group discussion

16:10 - 16:45

Agenda

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## Chairman's summary

16:45 - 17:00

Agenda

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## Networking drinks reception

17:00 - 18:00

Agenda

# SCHEDULE

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09:00	09:00 - Chairman's introduction 09:05 - Quickfire exchange 09:15 - Background, alternatives and practical considerations for ship arrest 09:45 - Comparison of freezing orders and ship arrest
10:00	10:15 - Jurisdictional Advice: Where is best to arrest? - Singapore and other Asian jurisdictions 10:45 - Networking coffee break
11:00	11:00 - Jurisdictional Advice: Where is best to arrest? - China 11:20 - Jurisdictional Advice: Where is best to arrest? - India 11:40 - Jurisdictional Advice: Where is best to arrest? - South Africa
12:00	12:25 - Networking lunch
13:00	13:25 - Jurisdictional Advice: Where is best to arrest? - Netherlands 13:55 - Jurisdictional Advice: Where is best to arrest? - USA
14:00	14:25 - Arresting a ship due to loss of damage to a cargo 14:55 - Evaluate P&I clubs' offers of an alternative security for release
15:00	15:25 - Networking tea break 15:40 - What are the consequences for crew during ship arrest?
16:00	16:10 - Group discussion 16:45 - Chairman's summary
17:00	17:00 - Networking drinks reception

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## Breakfast

08:45 - 09:15

Agenda

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## Chairman's review of day one

09:15 - 09:30

Agenda

## Participants

Bob Deering, BDM LAW LLP

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## Navigating a Sea of Red: When Shipowners File for Bankruptcy

09:30 - 10:15

Agenda

- The US bankruptcy law regime in the shipping space
- Cross-border insolvency under the UNCITRAL Model Law
- Can creditors protect their claims in a bankruptcy?
- How are claims against bankrupt owners treated?

## Participants

Neil Quartaro, Watson, Farley & Williams LLP

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## What are the alternatives to ship arrest?

10:15 - 11:00

Agenda

- Restructuring debt
- Other credit options
- Weighing up the costs implications against arrest
- How can lenders best protect themselves?

## Participants

Adnan Mohammed, DVB Bank

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## Networking coffee break

11:00 - 11:15

Agenda

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## How should a bunker supplier best secure their credit?

11:15 - 11:45

Agenda

- Best practice to secure a bunker claim
- How to secure unpaid bunker bills
- How to proceed with arrest during judicial sale

## Participants

Mohammed El Hassan, Monjasa A/S

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## Managing counter party risk in bunkering

11:45 - 12:15

Agenda

- How to avoid risk
- Ensuring a focus remains on existing traditional risks
- Dealing with OW risk in the future

## Participants

Mathias Steinø, Hafnia Law Firm

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## Networking lunch

12:15 - 13:15

Agenda

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## The Res Cogitans OW Bunker UK test case

13:15 - 13:45

Agenda

Hear from our experts on the cases they have been involved in since the OW Bunker insolvency

- Why is it important for ship owners?
- The implications of the Supreme Court upholding the Court of Appeal decision

## Participants

Bob Deering, BDM LAW LLP

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## Important French cases

13:45 - 14:15

Agenda

Hear from our experts on the cases they have been involved in since the OW Bunker insolvency

Arrest for claims against time charterers

Arrest for claims against OW

## Participants

Lars Lewis, Lewis & Co

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## Latest New York cases

14:15 - 14:45

Agenda

Hear from our experts on the cases they have been involved in since the OW Bunker insolvency

## Participants

Michael Frevola, Holland & Knight

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## Case Study Panel: OW Bunker crisis where are we now?

14:45 - 15:15

Agenda

## Participants

Bob Deering, BDM LAW LLP

Michael Frevola, Holland & Knight

Lars Lewis, Lewis & Co

Mathias Steinø, Hafnia Law Firm

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## Close of seminar

15:15 - 15:15

Agenda

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<b>TIME</b>	<b>AGENDA</b>
<b>08:00</b>	<b>08:45</b> - Breakfast
<b>09:00</b>	<b>09:15</b> - Chairman's review of day one <b>09:30</b> - Navigating a Sea of Red: When Shipowners File for Bankruptcy
<b>10:00</b>	<b>10:15</b> - What are the alternatives to ship arrest?
<b>11:00</b>	<b>11:00</b> - Networking coffee break <b>11:15</b> - How should a bunker supplier best secure their credit? <b>11:45</b> - Managing counter party risk in bunkering
<b>12:00</b>	<b>12:15</b> - Networking lunch
<b>13:00</b>	<b>13:15</b> - The Res Cogitans OW Bunker UK test case <b>13:45</b> - Important French cases
<b>14:00</b>	<b>14:15</b> - Latest New York cases <b>14:45</b> - Case Study Panel: OW Bunker crisis where are we now?
<b>15:00</b>	<b>15:15</b> - Close of seminar